

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE NEW ENGLAND COMPOUNDING )  
PHARMACY, INC. PRODUCTS LIABILITY )  
LITIGATION )  
\_\_\_\_\_ )

MDL No. 2419  
Dkt. No 1:13-md-2419 (RWZ)

THIS DOCUMENT RELATES TO: )

Suits Naming Specialty Surgery Center, PLLC )  
\_\_\_\_\_ )

**DEFENDANTS' NOTICE OF BELLWETHER STRIKES**

Defendants Specialty Surgery Center, Crossville, PLLC ("SSC"), Kenneth R. Lister, MD ("Dr. Lister"), Kenneth Lister, MD, PC ("Dr. Lister's Practice"), and Calisher & Associates, Inc. ("Calisher") hereby give notice to the Court and all parties that they are jointly striking the following bellwether candidate cases proposed by the PSC, in accordance with the Court's scheduling order at Doc. 3016:

<u><b>Case Name</b></u>	<u><b>Docket Number</b></u>
1. McDavid v. Ameridose, <i>et al.</i>	1:13-cv-12742
2. Bumgarner v. Ameridose, <i>et al.</i>	1:13-cv-12679

Respectfully submitted,

**GIDEON, COOPER & ESSARY, PLC**

/s/ Chris J. Tardio

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/s/ John W. Moran

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***Attorneys for Defendant, Calisher &  
Associates, Inc.***

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the CM/ECF system will be served electronically to the registered participants identified on the Notice of Electronic Filing this the 13<sup>th</sup> day of September, 2016.

/s/ Chris J. Tardio

**CHRIS J. TARDIO**